IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

MONDAY, THE 21ST AUGUST 2006 / 30TH SRAVANA 1928

Bail Appl..No. 4854 of 2006

CMP.1418/2006 of JUDL. MAGISTRATE OF FIRST CLASS, KOTHAMANGALAM
CRIME NO.327/2006 OF KOTHAMANGALAM POLICE STATION

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PETITIONER/3RD ACCUSED

FIROZ, AGED 32 YEARS,
S/O.MOHAMMED, MANDAPATHIL HOUSE,
NELLIKUZHY KARA, ERAMALLOR.

BY ADV. SRI.PEEYUS A.KOTTAM

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
C.I. OF POLICE, KOTHAMANGALAM,
THROUGH PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 21/08/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 4854/2006

DATED THIS THE 21ST DAY OF AUGUST, 2006

O R D E R

The petitioner is the third accused, in crime No.327/2006 of Kothamangalam Police Station, for the offence punishable under Section 8(1) and 8(2) of the Abkari Act. The petitioners, along with others, were found in illegal possession of 8155 liters of spirit, on 24.5.2006. The prosecution submits that the second accused was already arrested and released on bail. However, the first accused had not so far been arrested.

2. In view of the facts situations and considering that the petitioner, the third accused, is in judicial custody from 19.6.2006, I grant bail and release the petitioner from jail, subject to the following conditions:-

(a). The petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties, each for the like sum, to the satisfaction of

the Judicial Magistrate of First Class, Kothamangalam.

(b). The petitioner shall report before the Investigating Officer, once in a week on every Monday, between 10.00 a.m and 11.00 a.m., starting from 28.8.2006, till the filing of the final report.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs